

# **EXHIBIT 4**

1  
2 UNITED STATES DISTRICT COURT  
3 SOUTHERN DISTRICT OF NEW YORK

4 -----  
5 SERGEY LEONTIEV,

6 Plaintiff,

7 -against-

8 ALEXANDER VARSHAVSKY,

9 Defendant.

10 Case No. 1:16-cv-03595-JSR  
11 -----

12 January 9, 2017

13 10:14 a.m.

14 \*\*\* CONFIDENTIAL \*\*\*

15 DEPOSITION of IRINA ZUBIY, taken  
16 by Defendant, pursuant to Notice, held at  
17 the offices of DEBEVOISE & PLIMPTON LLP,  
18 919 Third Avenue, New York, New York  
19 before Wayne Hock, a Notary Public of the  
20 State of New York.  
21  
22  
23  
24  
25

A P P E A R A N C E S:

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ALSO PRESENT:

JONATHAN POPHAM, Videographer

ANNA MAZUROVA, Interpreter

JONATHAN REICH

\* \* \*

1 I. Zubiy -- CONFIDENTIAL

2 A. In Washington. But I would  
3 correct myself and they asked to collect  
4 some information and, in order to do so, I  
5 used this address.

6 Q. Did you talk to Mr. Shcheglyayev  
7 before using an e-mail address with his  
8 name on it to communicate with Trident  
9 Trust?

10 A. Yes.

11 Q. Did he authorize you to send  
12 e-mails using an e-mail address with his  
13 name on it?

14 A. He knew that I would use the  
15 e-mail address.

16 Q. But that wasn't my question.  
17 Did he authorize you to send  
18 e-mails from an e-mail address that had  
19 his name in it to Trident Trust?

20 MS. WOLLIN: Asked and answered.

21 THE WITNESS: At some point.

22 Q. What do you mean by that?  
23 Please explain.

24 A. We were on the phone call with  
25 Trident Trust when I gave the e-mail

1 I. Zubiy -- CONFIDENTIAL  
2 address that will be used in order to  
3 collect information and Mr. Shcheglyayev  
4 was on this phone call as well and he said  
5 yes to all the changes that were happening  
6 at that time.

7 Q. And after that time you sent  
8 e-mails from an e-mail account that had  
9 his name in it but he was unaware of that;  
10 correct?

11 MS. WOLLIN: Objection.  
12 Foundation. Misstates her testimony.

13 THE WITNESS: He knew that I  
14 would use the e-mail address.

15 Q. And did you copy him on e-mails  
16 you sent to Trident Trust using an e-mail  
17 address that had Shcheglyayev's name on it?

18 A. No.

19 Q. Did lawyers tell you to use an  
20 e-mail address with Shcheglyayev's name to  
21 collect information from Trident Trust?

22 MS. WOLLIN: Just answer that yes  
23 or no.

24 THE WITNESS: No.

25 Q. That was something you did on

1 I. Zubiy -- CONFIDENTIAL

2 Q. Those were made by other people;  
3 correct?

4 MS. WOLLIN: Objection.

5 THE WITNESS: In some time  
6 previously, yes.

7 Q. Is it your understanding that  
8 that changed at some point?

9 A. I think it changed a lot after  
10 the -- after some time.

11 Q. Other than the conversation in  
12 November of 2016, did you have any other  
13 conversations with Mr. Shcheglyayev during  
14 calendar year 2016 about the companies for  
15 which he was identified as the beneficial  
16 owner?

17 A. Yes.

18 Q. Tell me about those discussions.

19 A. There were a couple of them.

20 Which one do you want to hear?  
21 Maybe there is some specific information  
22 you are interested in.

23 Q. So how many conversations do you  
24 think there were during 2016?

25 A. Around ten.

1 I. Zubiy -- CONFIDENTIAL

2 Q. Tell me about the first one you  
3 remember in 2016.

4 A. I think that the first one was  
5 when we had a phone call with Mr.  
6 Shcheglyayev where I told him that I would  
7 like to introduce him to Trident Trust and  
8 also say that that's the new e-mail  
9 address that will be used in order to  
10 communicate with Trident Trust and to give  
11 Trident Trust the phone number of Mr.  
12 Shcheglyayev.

13 Q. And approximately when did that  
14 conversation take place?

15 A. In spring 2016.

16 Q. And what e-mail address had been  
17 used prior to that conversation with  
18 Trident Trust where you established a new  
19 e-mail address? Which e-mails had been  
20 used prior to that to communicate with  
21 Trident Trust?

22 A. On behalf of whom?

23 Q. On behalf of Mr. Shcheglyayev, to  
24 use Shcheglyayev's name.

25 MS. WOLLIN: Objection.

1 I. Zubiy -- CONFIDENTIAL

2 Q. And you signed these e-mails  
3 Alexander?

4 A. Yes.

5 Q. But it wasn't Alexander sending  
6 the e-mails, it was you; right?

7 A. Yes.

8 Q. Who is Farida Karimova?

9 A. A former employee of Trident  
10 Trust.

11 Q. The e-mail starts with an e-mail  
12 from you April 21, 2016, subject  
13 companies. It says, "dear Farida, could I  
14 at least get some documents to have a look  
15 at. I appreciate that bank statements  
16 take time but maybe the corporate  
17 documents, a list of all the BO and  
18 authorized persons. Thanks for  
19 understanding."

20 Do you see that?

21 A. Yes.

22 Q. Can you explain the context in  
23 which you made this request to Trident  
24 Trust?

25 A. On the phone call with Mr.



1 I. Zubiy -- CONFIDENTIAL  
2 Shcheglyayev, myself, and Farida from  
3 Trident Trust, when I pointed out that  
4 there will be new e-mail address used to  
5 obtain information regarding the companies  
6 where Mr. Shcheglyayev is beneficial owner,  
7 I also mentioned to Farida that it would  
8 be nice to have the list of the companies  
9 that are managed by Trident Trust and at  
10 the same time owned by Mr. Shcheglyayev.  
11 So it was kind of in mind to that  
12 conversation.

13 Q. Did you ask Mr. Shcheglyayev for  
14 a list of all the companies for which he  
15 was listed as the beneficial owner?

16 MS. WOLLIN: Objection to form.

17 THE WITNESS: He didn't know the  
18 companies that he was the beneficial  
19 owner.

20 Q. And did you ask for all the bank  
21 statements with respect to all of the  
22 companies for which he was the beneficial  
23 owner?

24 A. Yes.

25 Q. Who asked you to do this?

CERTIFICATION BY REPORTER

I, Wayne Hock, a Notary Public of the State of New York, do hereby certify:

That the testimony in the within proceeding was held before me at the aforesaid time and place;

That said witness was duly sworn before the commencement of the testimony, and that the testimony was taken stenographically by me, then transcribed under my supervision, and that the within transcript is a true record of the testimony of said witness.

I further certify that I am not related to any of the parties to this action by blood or marriage, that I am not interested directly or indirectly in the matter in controversy, nor am I in the employ of any of the counsel.

IN WITNESS WHEREOF, I have hereunto set my hand this 17th day of January, 2017.

*Wayne Hock*